

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Daniel Baumgartner *et al.* Confirmation No.: 5827
Application No.: 10/528,081 Art Unit: 3774
Filed: 03/15/2005 Examiner: Schillinger, Ann M.
Attorney Docket No: 001227-0206
For: IMPLANT COMPRISING A TWO PIECE JOINT

**REQUEST FOR CONTINUED EXAMINATION AND AMENDMENT IN RESPONSE
TO THE FINAL OFFICE ACTION DATED JUNE 11, 2008**

Mail Stop RCE
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

The following Request for Continued Examination and Amendment is filed in response to the Final Office Action of the United States Patent and Trademark Office dated June 11, 2008. A Petition for Extension of Time Under 37 C.F.R. § 1.136 to extend the time for response to October 14, 2008 (October 11 falling on a Saturday and October 13 falling on a holiday) and a Request for Continued Examination are filed herewith. Applicants respectfully request that the Examiner please consider the following amendments and remarks:

Amendment to the Claims begin on page 2 of this Amendment

Remarks begin on page 8 of this Amendment

The Examiner is thanked for the courtesy extended during the Examiner Interview held on October 3, 2008. Per a discussion between the Examiner and the Undersigned, independent claims 1, 19 and 32 have been amended to overcome the pending rejection.